

01-10-05

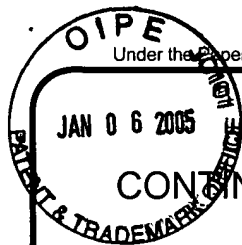
PTO/SB/30 (08-03)

A/E/3719  
b/c

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# REQUEST FOR CONTINUED EXAMINATION (RCE) TRANSMITTAL

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|                        |                  |
|------------------------|------------------|
| Application Number     | 10/797,808       |
| Filing Date            | March 9, 2004    |
| First Named Inventor   | Paula R. Krieger |
| Art Unit               | 3714             |
| Examiner Name          | Kurt Fernstrom   |
| Attorney Docket Number | 781-P-1-USA      |

**This is a Request for Continued Examination (RCE) under 37 CFR 1.114 of the above-identified application.**

Request for Continued Examination (RCE) practice under 37 CFR 1.114 does not apply to any utility or plant application filed prior to June 8, 1995, or to any design application. See Instruction Sheet for RCEs (not to be submitted to the USPTO) on page 2.

1. **Submission required under 37 CFR 1.114**

Note: If the RCE is proper, any previously filed unentered and amendments enclosed with the RCE will be entered in the order in which they were filed unless applicant instructs otherwise. If applicant does not wish to have any previously filed unentered amendment(s) entered, applicant must request non-entry of such amendment(s).

- a. ☐ Previously submitted. If a final Office action is outstanding, any amendments filed after the final Office action may be considered as a submission even if this box is not checked.
- i. ☐ Consider the arguments in the Appeal Brief or Reply Brief previously filed on \_\_\_\_\_
- ii. ☐ Other \_\_\_\_\_
- b. ☒ Enclosed
- i. ☒ Amendment/Reply
- ii. ☐ Affidavit(s)/Declaration(s)
- iii. ☐ Information Disclosure Statement (IDS)
- iv. ☐ Other \_\_\_\_\_

2. **Miscellaneous**

- a. ☐ Suspension of action on the above-identified application is requested under 37 CFR 1.103(c) for a period of \_\_\_\_\_ months. (Period of suspension shall not exceed 3 months; Fee under 37 CFR 1.17(i) required)
- b. ☐ Other \_\_\_\_\_

3. **Fees**

The RCE fee under 37 CFR 1.17(e) is required by 37 CFR 1.114 when the RCE is filed.

- a. ☐ The Director is hereby authorized to charge the following fees, or credit any overpayments, to Deposit Account No. \_\_\_\_\_
- i. ☒ RCE fee required under 37 CFR 1.17(e) 01/11/2005 AWONDAF1 00000041 10797808
- ii. ☐ Extension of time fee (37 CFR 1.136 and 1.17) 01 FC:2801 395.00 OP
- iii. ☐ Other 02 FC:2201 100.00 OP
- b. ☒ Check in the amount of \$ 395 enclosed
- c. ☐ Payment by credit card (Form PTO-2038 enclosed)

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## SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED

Name (Print / Type)

William H. Drummond

Registration No. (Attorney / Agent)

20,590

Signature

Date

January 6, 2005

## CERTIFICATE OF MAILING OR TRANSMISSION

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Mail Stop RCE, Commissioner For Patents, P.O. Box 1450, Alexandria, VA 22313-1450 or facsimile transmitted to the U.S. Patent and Trademark Office on the date shown below.

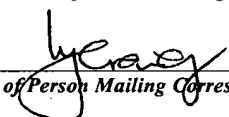
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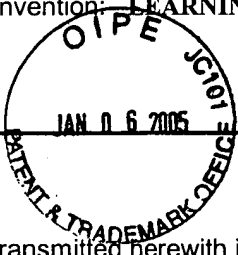
Signature

Date

This collection of information is required by 37 CFR 1.114. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing the burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Mail Stop RCE, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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|  |                              |                            |                           |                        |
|--|------------------------------|----------------------------|---------------------------|------------------------|
| <b>CERTIFICATE OF MAILING BY "EXPRESS MAIL" (37 CFR 1.10)</b><br>Applicant(s): Paula R. Krieger  |                              |                            | Docket No.<br>781-P-1-USA |                        |
| Application No.<br>10/797,808  | Filing Date<br>March 9, 2004 | Examiner<br>Kurt Fernstrom | Customer No.              | Group Art Unit<br>3714 |
| Invention: <b>LEARNING METHOD AND APPARATUS</b>  |                              |                            |                           |                        |
| <p>I hereby certify that the following correspondence:</p> <div style="border: 1px solid black; padding: 10px; margin: 10px 0;"><b>Request for Continued Examination (RCE) with fee \$395.00,</b></div> <p style="text-align: center;"><i>(Identify type of correspondence)</i></p> <p>is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR 1.10 in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on</p> <p style="text-align: center;"><u>January 6, 2005</u><br/><i>(Date)</i></p> <div style="text-align: right; margin-top: 20px;"><p><u>Lynne J. Craig</u><br/><i>(Typed or Printed Name of Person Mailing Correspondence)</i></p><p><u></u><br/><i>(Signature of Person Mailing Correspondence)</i></p><p><u>EL 98013581 US</u><br/><i>("Express Mail" Mailing Label Number)</i></p></div> |                              |                            |                           |                        |
| <b>Note: Each paper must have its own certificate of mailing.</b>  |                              |                            |                           |                        |

|   |                                     |                                   |  |                                  |                   |
|---|-------------------------------------|-----------------------------------|--|----------------------------------|-------------------|
| <b>AMENDMENT TRANSMITTAL LETTER (Small Entity)</b>  |                                     |                                   |  | Docket No.<br><b>781-P-1-USA</b> |                   |
| Applicant(s): <b>Paula R. Krieger</b>   |                                     |                                   |  |                                  |                   |
| Application No.<br><b>10/797,808</b>  | Filing Date<br><b>March 9, 2004</b> | Examiner<br><b>Kurt Fernstrom</b> | Customer No.   | Group Art Unit<br><b>3714</b>    | Confirmation No.  |
| Invention: <b>LEARNING METHOD AND APPARATUS</b>   |                                     |                                   |  |                                  |                   |
|    |                                     |                                   |  |                                  |                   |
| <u>COMMISSIONER FOR PATENTS:</u>  |                                     |                                   |  |                                  |                   |
| Transmitted herewith is an amendment in the above-identified application.   |                                     |                                   |  |                                  |                   |
| <input checked="" type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27   |                                     |                                   |  |                                  |                   |
| The fee has been calculated and is transmitted as shown below.  |                                     |                                   |  |                                  |                   |
| <b>CLAIMS AS AMENDED</b>  |                                     |                                   |  |                                  |                   |
|   | CLAIMS REMAINING<br>AFTER AMENDMENT | HIGHEST #<br>PREV. PAID FOR       | NUMBER EXTRA<br>CLAIMS PRESENT   | RATE                             | ADDITIONAL<br>FEE |
| TOTAL CLAIMS  | 4 -                                 | 20 =                              | 0  | x \$25.00                        | \$0.00            |
| INDEP. CLAIMS   | 4 -                                 | 3 =                               | 1  | x \$100.00                       | \$100.00          |
| Multiple Dependent Claims (check if applicable) <input type="checkbox"/>  |                                     |                                   |  |                                  | \$0.00            |
| <b>TOTAL ADDITIONAL FEE FOR THIS AMENDMENT</b>  |                                     |                                   |  |                                  | <b>\$100.00</b>   |
| <input type="checkbox"/> No additional fee is required for amendment.<br><input type="checkbox"/> Please charge Deposit Account No. _____ in the amount of _____<br><input checked="" type="checkbox"/> A check in the amount of <b>\$100.00</b> to cover the filing fee is enclosed.<br><input type="checkbox"/> The Director is hereby authorized to charge payment of the following fees associated with this communication or credit any overpayment to Deposit Account No.<br><input type="checkbox"/> Any additional filing fees required under 37 C.F.R. 1.16.<br><input type="checkbox"/> Any patent application processing fees under 37 CFR 1.17.<br><input type="checkbox"/> Payment by credit card. Form PTO-2038 is attached.<br><b>WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.</b> |                                     |                                   |  |                                  |                   |
| _____<br><i>Signature</i><br><b>William H. Drummond</b><br><b>DRUMMOND &amp; DUCKWORTH</b><br><b>5000 Birch Street</b><br><b>Suite 440 East Tower</b><br><b>Newport Beach, CA 92660</b>   |                                     |                                   | Dated: <b>January 6, 2005</b>  |                                  |                   |
| CC:   |                                     |                                   | I certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to "Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450" [37 CFR 1.8(a)] on _____<br><div style="text-align: center;">(Date)</div> <div style="text-align: center; margin-top: 10px;">_____<br/>Signature of Person Mailing Correspondence</div> <div style="text-align: center; margin-top: 10px;">_____<br/>Typed or Printed Name of Person Mailing Correspondence</div> |                                  |                   |